

Iowa Department of Natural Resources
Natural Resource Commission

ITEM	12	DECISION
TOPIC	NOIA: Chapter 45—Boat Motor Regulations	

The Commission is asked to approve the Notice of Intended Action to amend Chapter 45, “Boat Motor Regulations,” Iowa Administrative Code. This proposed amendment is being requested by the Adams County Conservation Board to eliminate the existing rule requirement for a 300 horsepower limit for motor boats on Lake Icaria in Adams County. Modern boats have higher horsepower rating (greater than 300) and, as a result, the existing horsepower limit has restricted many of the recently manufactured boats from legal use/access to Lake Icaria.

Lowell Joslin, Law Enforcement Bureau Chief
Conservation and Recreation Division
August 14, 2008

Attachment: NOIA Rule Chapter 45 - Boat Motor Regulations

NATURAL RESOURCE COMMISSION[571]

Notice of Intended Action

Pursuant to the authority of Iowa Code sections 455A.5(6), the Natural Resource Commission hereby gives Notice of Intended Action to amend Chapter 45 “Boat Motor Regulations,” Iowa Administrative Code.

This amendment is requested by the Adams County Conservation Board to eliminate the existing rule restriction of a 300 horsepower limit for motor boats on Lake Icaria in Adams County. Many modern boats have higher horsepower ratings (greater than 300) than older manufactured boats and as a result, the existing horsepower limit has become outdated and is restricting many of the recently manufactured boats from legal use/access to Lake Icaria.

Any person may make written comments on this proposed rule amendment on or before October 8, 2008. Such comments and written material should be directed to the Law Enforcement Bureau; Wallace State Office Building; Iowa Department of Natural Resources; 502 East 9th Street; Des Moines, Iowa 50319-0034. Persons who wish to convey their comments orally should contact Steve Derman of the Law Enforcement Bureau at (515)281-4515.

A public hearing will be held on October 8, 2008, at 8 a.m. in the Fourth Floor West Conference Room of the Wallace State Office Building, at which time persons may present their views either orally or in writing. At the hearing, persons will be asked to give their names and addresses for the record and to confine their remarks to the subject of the amendment.

Any persons who attend the public hearing and have special needs such as those related to hearing or mobility impairments should contact the Department of Natural Resources and advise of specific needs.

This amendment is intended to implement section 456A.25 of the Code of Iowa.

The following amendment is proposed.

Amend subrule 45.4(3), paragraph “b,” as follows:

b. Lake Icaria, Adams County – motorboats of inboard/outdrive type ~~with power not to exceed 300 horsepower~~. Vessels must be operated at a no-wake speed when within 50 feet of another vessel which is not underway or is operating at a no-wake speed. Additional speed and distance regulations apply as established in 571—40.20(462A).

Date

Richard A. Leopold, Director